

Heare, resigned, term to begin immediately upon qualification:

Major William Q. Boyce of Amarillo, Potter County.

(On March 28, 1945, a message was submitted to the Senate appointing Honorable Tom Garrard to this place. Mr. Garrard in a letter date April 13, 1945, declined the appointment. Copy of letter is attached to the original message.)

Legislative Session

The President called the Senate to order as in legislative session at 5:22 o'clock p. m.

Reports of Standing Committees

By unanimous consent, the following committee reports were submitted at this time:

Hon. John Lee Smith, President of the Senate.

Sir: We, your Committee on Civil Jurisprudence, to whom was referred H. B. No. 711, have had said bill under consideration, and we wish to report it back to the Senate with the recommendation that it do pass with Committee Amendment and be not printed.

VICK, Chairman.

Hon. John Lee Smith, President of the Senate.

Sir: We, your Committee on Civil Jurisprudence, to whom was referred H. B. No. 592, have had said bill under consideration, and we wish to report it back to the Senate with the recommendation that it do pass and be not printed.

VICK, Chairman.

Hon. John Lee Smith, President of the Senate.

Sir: We, your Committee on Civil Jurisprudence, to whom was referred H. B. No. 503, have had the same under consideration, and we wish to report it back to the Senate with the recommendation that it do pass and be printed.

VICK, Chairman.

Adjournment

On motion of Senator Lane, the Senate, at 5:30 o'clock p. m., adjourned until 10:30 o'clock a. m., tomorrow.

SIXTY-SEVENTH DAY

(Wednesday, May 2, 1945)

The Senate met at 10:30 o'clock a. m., pursuant to adjournment, and was called to order by the President.

The roll was called, and the following Senators were present:

| | |
|-----------|----------|
| Aikin | Moffett |
| Brown | Moore |
| Bullock | Morris |
| Carney | Parrish |
| Chadick | Ramsey |
| Crawford | Shivers |
| Graves | Spears |
| Hazlewood | Stanford |
| Jones | Stone |
| Knight | Sulak |
| Lane | Taylor |
| Lanning | Vick |
| Martin | Weinert |
| Mauritz | Winfield |
| Metcalf | |

A quorum was announced present.

The Rev. J. E. Chester, Chaplain, offered the invocation.

On motion of Senator Aikin, and by unanimous consent, the reading of the Journal of the proceedings of yesterday was dispensed with and the Journal was approved.

Leaves of Absence Granted

Senator Kelley was granted leave of absence for today on account of important business on motion of Senator Winfield.

Senator York was granted leave of absence for today on account of illness on motion of Senator Winfield.

Senate Bill 206 Set as Special Order

Senator Spears moved that Senate Bill No. 206 be set as a special order for Friday, May 4, 1945, immediately following the morning call.

The motion prevailed by the following vote:

Yeas—25

| | |
|-----------|---------|
| Brown | Knight |
| Bullock | Lane |
| Carney | Lanning |
| Chadick | Martin |
| Crawford | Metcalf |
| Graves | Moffett |
| Hazlewood | Moore |
| Jones | Morris |

| | |
|---------|----------|
| Parrish | Taylor |
| Shivers | Vick |
| Spears | Weinert |
| Stone | Winfield |
| Sulak | |

Nays—1

Aikin

Absent

| | |
|---------|----------|
| Mauritz | Stanford |
| Ramsey | |

Absent—Excused

| | |
|------|--------|
| York | Kelley |
|------|--------|

House Bill 408 Set as Special Order

Senator Stone moved that House Bill No. 408 be set as special order for Thursday, May 3, 1945, immediately following the morning call.

The motion prevailed by the following vote:

Yeas—26

| | |
|----------|----------|
| Aikin | Moffett |
| Brown | Moore |
| Bullock | Parrish |
| Carney | Ramsey |
| Chadick | Shivers |
| Crawford | Spears |
| Graves | Stanford |
| Jones | Stone |
| Knight | Sulak |
| Lane | Taylor |
| Lanning | Vick |
| Mauritz | Weinert |
| Metcalf | Winfield |

Nays—1

Morris

Absent

| | |
|-----------|--------|
| Hazlewood | Martin |
|-----------|--------|

Absent—Excused

| | |
|--------|------|
| Kelley | York |
|--------|------|

Motion to Reconsider Vote on Senate Bill 48

Senator Metcalfe moved to reconsider the vote by which Senate Bill No. 48 failed to pass on yesterday and asked to have the motion to reconsider spread on the Journal.

House Bill 410 Set as Special Order

Senator Shivers moved that House Bill No. 410 be set as a special order

for Thursday, May 3, 1945, immediately following the morning call.

The motion prevailed by the following vote:

Yeas—23

| | |
|-----------|----------|
| Aikin | Moore |
| Brown | Parrish |
| Carney | Shivers |
| Chadick | Spears |
| Crawford | Stanford |
| Graves | Stone |
| Hazlewood | Sulak |
| Jones | Taylor |
| Knight | Vick |
| Lane | Weinert |
| Mauritz | Winfield |
| Metcalf | |

Nays—3

| | |
|---------|--------|
| Bullock | Morris |
| Moffett | |

Absent

| | |
|---------|--------|
| Lanning | Ramsey |
| Martin | |

Absent—Excused

| | |
|--------|------|
| Kelley | York |
|--------|------|

Bill Recommended

On motion of Senator Brown, House Bill No. 645 was recommitted to the Committee on Judicial Districts.

House Bill 484 Set as Special Order

Senator Carney moved that House Bill No. 484 be set as a special order for Thursday, May 3, 1945, immediately following the morning call.

The motion prevailed by the following vote:

Yeas—23

| | |
|----------|----------|
| Brown | Moore |
| Bullock | Parrish |
| Carney | Ramsey |
| Chadick | Shivers |
| Crawford | Spears |
| Graves | Stanford |
| Knight | Stone |
| Lane | Sulak |
| Lanning | Taylor |
| Mauritz | Weinert |
| Metcalf | Winfield |
| Moffett | |

Nays—4

| | |
|-------|--------|
| Aikin | Morris |
| Jones | Vick |

Absent

Hazlewood Martin

Absent—Excused

Kelley York

House Bill 453 Set as Special Order

Senator Winfield moved that House Bill No. 453 be set as a special order for Thursday, May 3, 1945, immediately following the morning call.

The motion prevailed by the following vote:

Yeas—29

| | |
|-----------|----------|
| Aikin | Moffett |
| Brown | Moore |
| Bullock | Morris |
| Carney | Parrish |
| Chadick | Ramsey |
| Crawford | Shivers |
| Graves | Spears |
| Hazlewood | Stanford |
| Jones | Stone |
| Knight | Sulak |
| Lane | Taylor |
| Lanning | Vick |
| York | Weinert |
| Mauritz | Winfield |
| Metcalf | |

Absent—Excused

Kelley Martin

Committee Substitute**House Joint Resolution 13 on Passage to Third Reading**

Senator Vick called from the table for further consideration at this time:

C. S. H. J. R. No. 13, Proposing an amendment to the Constitution of the State of Texas, amending Sections 51a, 51b, 51c, and 51d of Article III so that the same shall consist of one section to be known as Section 51a, providing that the Legislature shall have the power to provide assistance to and provide for the payment of same to actual bona fide citizens of Texas who are needy aged persons over the age of 65 years, needy blind person over the age of 21 years, and needy children under the age of 16 years; providing for the acceptance of financial aid from the Government of the United States for such assistance; providing that the payments of such assistance from State funds shall never exceed either the payments from Federal funds or a total of more than Thirty Million (\$30,000,000.00) Dol-

lars per year; providing for the necessary election, form of ballot, proclamation, and publication, and making an appropriation to defray the necessary expenses of proclamation, publication, and holding the election.

The President laid the resolution before the Senate on its passage to third reading.

Question—Shall the resolution be passed to third reading?

Senator Stanford moved to reconsider the vote by which the amendment by Senator Chadick to C. S. H. J. R. No. 13 was adopted.

Senator Chadick raised a point of order against the motion to reconsider on the ground that a motion to reconsider a vote must be made on the same day the vote is taken or on the next day.

The President sustained the point of order.

Senator Chadick moved the previous question on final passage of the resolution, and the motion was duly seconded.

The Senate refused to order the main question at this time by the following vote:

Yeas—11

| | |
|----------|---------|
| Brown | Moffett |
| Chadick | Parrish |
| Crawford | Spears |
| Jones | Sulak |
| Knight | Vick |
| Lane | |

Nays—18

| | |
|-----------|----------|
| Aikin | Moore |
| Bullock | Morris |
| Carney | Ramsey |
| Graves | Shivers |
| Hazlewood | Stanford |
| Lanning | Stone |
| Martin | Taylor |
| Mauritz | Weinert |
| Metcalf | Winfield |

Absent—Excused

Kelley York

Senator Taylor offered the following amendment to the resolution:

Amend the resolution by striking out all except the enacting or resolving clause and inserting the following:

(a)

HOUSE JOINT RESOLUTION

Proposing an amendment to the Con-

stitution of the State of Texas, amending Sections 51a, 51b, 51c, and 51d of Article III so that the same shall consist of one section to be known as Section 51a, providing that the Legislature shall have the power to provide assistance to and provide for the payment of same to actual bona fide citizens of Texas who are needy aged persons over the age of 65 years, needy blind persons over the age of 21 years, and needy children under the age of 16 years; providing for the acceptance of financial aid from the Government of the United States for such assistance; providing that the payments of such assistance from State funds shall never exceed either the payments from Federal funds or a total of more than Thirty Million (\$30,000,000.00) Dollars per year; providing for the necessary election, form of ballot, proclamation, and publication, and making an appropriation to defray the necessary expenses of proclamation, publication, and holding the election.

(b)

Section 1. That Sections 51a, 51b, 51c, and 51d, of Article III of the Constitution of the State of Texas be amended and the same are hereby amended so that the same shall hereafter consist of one section to be numbered 51a, which shall read as follows:

"Sec. 51a. The Legislature shall have the power, by general laws to provide, subject to limitations and restrictions herein contained, and such other limitations, restrictions and regulations as may by the Legislature be deemed expedient for assistance to, and for the payment of assistance to:

(1) Needy aged persons who are actual bona fide citizens of Texas and who are over the age of sixty-five (65) years; provided that no such assistance shall be paid to any inmate of any State supported institution, while such inmate, or to any person who shall not have actually resided in Texas for at least five (5) years during the nine (9) years immediately preceding the application for such assistance and continuously for one (1) year immediately preceding such application.

(2) Needy blind persons who are actual bona fide citizens of Texas and

are over the age of twenty-one (21) years; provided that no such assistance shall be paid to any inmate of any State supported institution while such inmate or to any person who shall not have actually resided in Texas at least five (5) years during the nine (9) years immediately preceding the application for such assistance and continuously for one (1) year immediately preceding such application.

(3) Needy children who are actual bona fide citizens of Texas and are under the age of sixteen (16) years; provided that no such assistance shall be paid on account of any child over one (1) year old who has not continuously resided in Texas for one (1) year immediately preceding the application for such assistance, or on account of any child under the age of one (1) year whose mother has not continuously resided in Texas for one (1) year immediately preceding such application.

The Legislature shall have the authority to accept from the Federal Government of the United States such financial aid for the assistance of the needy aged, needy blind, and needy children as such Government may offer not inconsistent with restrictions herein set forth; provided however that the amount of such assistance out of State funds to each person assisted shall never exceed the amount so expended out of Federal funds; and, provided further that the total amount of money to be expended out of State funds for such assistance to the needy aged, needy blind, and needy children shall never exceed the sum of Thirty Million (\$30,000,000.00) Dollars per year.

Should the Legislature enact enabling laws and provide an additional appropriation hereto in anticipation of the adoption of this amendment, such Acts shall not be invalid by reason of their anticipatory character."

Sec. 2. The foregoing Constitutional amendment shall be submitted to the qualified electors of Texas at a special election to be held throughout the State of Texas on the 25th day of August, 1945, at which election there shall be printed on such ballot the following clause:

"For the amendment to the Constitution giving the Legislature the power to set up a system of payments of old age assistance to those above sixty-five (65) years of age; provided that monthly payments from State

funds to any one person may be in valid amounts based on need, that the maximum payment per month per person from State funds shall not be more than Twenty Dollars (\$20.00) per month; giving the Legislature the power to set up a system of payments for the needy blind persons over twenty-one (21) years of age; giving the Legislature the power to set up a system of payments to needy children under sixteen (16) years of age; providing for the expenditure of funds from the Federal Government; limiting the total amount which may be expended for such assistance out of State funds; and providing conditions as to residence within the State in order to become eligible to receive assistance."

"Against the amendment to the Constitution giving the Legislature the power to set up a system of payment of old age assistance to those provided that monthly payments from above sixty-five (65) years of age; State funds to any one person may be in valid amounts based on need, that the maximum payment per month per person from State funds shall not be more than Twenty Dollars (\$20.00) per month; giving the Legislature the power to set up a system of payments for the needy blind persons over twenty-one (21) years of age; giving the Legislature the power to set up a system of payments to needy children under sixteen (16) years of age; providing for the expenditure of funds from the Federal Government; limiting the total amount which may be expended for such assistance out of State funds; and providing conditions as to residence within the State in order to become eligible to receive assistance."

Sec. 3. The Governor of the State of Texas is hereby directed to issue the necessary proclamation for said election and have the same published and held as required by the Constitution and the Laws of the State of Texas.

Sec. 4. The sum of Five Thousand (\$5,000.00) Dollars or so much thereof as may be necessary is hereby appropriated out of the funds of the Treasury of the State, not otherwise appropriated, to pay expenses of such publication and election.

Senator Martin offered the following amendment to the amendment.

Amend the amendment by striking out on page 2, line 19 the figure \$30,-

000,000.00 and insert in lieu thereof the figure \$32,500,000.00.

Senator Metcalfe offered the following substitute for the amendment to the amendment:

Substitute for Martin amendment by striking out the words and figures Thirty-two Million Five Hundred Thousand (\$32,500,000.00) and insert in lieu thereof the words and figures Thirty-five Million Dollars.

Senator Taylor moved to table the substitute.

Yeas and nays were demanded, and the motion to table was lost by the following vote:

Yeas—13

| | |
|-----------|----------|
| Bullock | Moore |
| Carney | Shivers |
| Graves | Stanford |
| Hazlewood | Taylor |
| Lanning | Weinert |
| Martin | Winfield |
| Mauritz | |

Nays—16

| | |
|----------|---------|
| Aikin | Moffett |
| Brown | Morris |
| Chadick | Parrish |
| Crawford | Ramsey |
| Jones | Spears |
| Knight | Stone |
| Lane | Sulak |
| Metcalfe | Vick |

Absent—Excused

| | |
|--------|------|
| Kelley | York |
|--------|------|

Question—Shall the substitute for the amendment to the amendment be adopted?

Message from the House

Hall of the House of Representatives,
Austin, Texas,
May 2, 1945.

Hon. John Lee Smith, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has passed the following bills and resolution:

S. B. No. 162, Authorizing the Governor to appoint a Commissioner to represent the State of Texas in a conference with the Commissioner for the State of New Mexico, and a representative of the Government of the

United States to negotiate an agreement respecting the use, control and disposition of the waters of the Pecos River.

S. B. No. 238, An act providing that insurance companys operating under S. B. No. 135 of the 46th Legislature may issue policies on the stipulated or specified premium plan which allow the insured the privilege of paying regular premiums weekly, monthly, quarterly, semi-annually, or annually as he may choose from time to time.

S. B. No. 280, Authorizing the legislative body of any city having a population of more than 290,000 according to the last preceding Federal Census, and which has adopted a comprehensive zoning ordinance under the law of this state to divide the city into neighborhood zoning areas after public hearing thereon, and authorizing the mayor of such city.

S. B. No. 291, An Act amending Chapter 141, Acts 40th Legislature, Regular Session, as amended by Chapter 246, Acts 42nd Legislature, Regular Session and House Bill No. 321, Regular Session, 45th Legislature, and Chapter 21, Acts of 45th Legislature, First Called Session, to include persons who served in the active military, naval or other armed forces or nurses corps of the United States on or after September 16th, 1940 and prior to the termination of hostilities in the present war. With amendments.

S. B. No. 326, An Act amending Article 2624, Revised Civil Statutes of the College of Industrial Arts, at Texas, 1925, changing the name of Denton, in Denton County, to the "Texas State College for Women"; etc., and declaring an emergency.

S. C. R. No. 21, Granting permission for Mrs. M. E. Thomason, Mrs. Louise Thomason and Marion Thomason to sue the State on account of the death of John Franklin Thomason.

Respectfully submitted,

CLARENCE JONES,
Chief Clerk, House of Representatives.

Address By Lieutenant Harold O. Miller

At 11:30 o'clock a. m., the President announced that the hour had arrived to hear an address by Lieutenant Harold O. Miller, the American flyer officially credited with the death of Field Marshal Erwin Rommel.

Accordingly, the President appointed Senators Morris, Shiver, Taylor, Spears and Aikin to escort Lieutenant Miller to the President's rostrum.

The committee performed the duty assigned it and Senator Morris presented Lieutenant Miller, who addressed the Senate.

The President, on behalf of the Senate, extended thanks and gratitude to Lieutenant Miller.

Recess

On motion of Senator Metcalfe, the Senate at 11:50 o'clock a. m., took recess to 2:30 o'clock today.

Afternoon Session

The Senate met at 2:30 o'clock p. m., and was called to order by the President.

Committee Substitute House Joint Resolution 13 on Passage to Third Reading

The Senate resumed consideration of pending business, same being Committee Substitute House Joint Resolution No. 13, relating to assistance for the aged, on its passage to third reading, with an amendment by Senator Taylor, an amendment by Senator Martin to the amendment, and a substitute by Senator Aikin for the amendment to the amendment pending.

Question—Shall the substitute for the amendment to the amendment be adopted?

Senator Hazlewood moved to lay the resolution on the table subject to call.

Yeas and nays were demanded, and the motion prevailed by the following vote:

Yeas—15

| | |
|-----------|----------|
| Graves | Ramsey |
| Hazlewood | Shivers |
| Lanning | Spears |
| Martin | Stanford |
| Mauritz | Taylor |
| Metcalfe | Weinert |
| Moffett | Winfield |
| Moore | |

Nays—13

| | |
|---------|----------|
| Aikin | Chadick |
| Brown | Crawford |
| Bullock | Jones |
| Carney | Knight |

Lane
Morris
Stone

Sulak
Vick

Absent

Parrish

Absent—Excused

Kelley

York

Message from the House

Hall of the House of Representatives,
Austin, Texas,
May 2, 1945.

Hon. John Lee Smith, President of
the Senate.

Sir: I am directed by the House to
inform the Senate that the House has
passed the following:

H. J. R. No. 26, Proposing an amend-
ment to Article 16, Section 51 of the
Constitution of the State of Texas,
enlarging and further clarifying the
definition of "Homestead"; providing
for an election on the question of the
adoption or rejection of such amend-
ment; providing for the proclamation
and publication therefor; and pre-
scribing the form of ballot.

H. C. R. No. 61, Relative to sine die
adjournment.

The House has concurred in Senate
amendments to House Bill No. 522 by
a vote of 115 yeas.

The House has concurred in Senate
amendments to House Bill No. 527 by
a vote of 110 yeas.

Respectfully submitted,

CLARENCE JONES,

Chief Clerk, House of Representatives.

House Joint Resolution 49 On Second Reading

Senator Shivers moved that the
regular order of business be suspended
and that H. J. R. No. 49 be placed
on its second reading and passage to
third reading.

The motion prevailed by the fol-
lowing vote:

Yeas—19

Bullock
Carney
Graves
Hazlewood
Knight
Lane

Lanning
Martin
Mauritz
Moore
Ramsey
Shivers

Spears
Stanford
Stone
Sulak

Taylor
Weinert
Winfield

Nays—8

Aikin
Chadick
Crawford
Jones

Metcalfe
Moffett
Morris
Vick

Absent

Brown

Parrish

Absent—Excused

Kelley

York

The President then laid before the
Senate on its second reading and pas-
sage to third reading:

H. J. R. No. 49, Proposing an
Amendment to Article VIII of the
Constitution of the State of Texas,
by adding thereto a new section to be
known as "Section 7-a" providing
that all road-user tax revenues shall
be used exclusively for constructing,
maintaining, policing public roads and
administering the laws pertaining to
the use and user of such roads as
prescribed by the Legislature; for
the retirement of county or road dis-
trict bonds and warrants for road
building purposes eligible for such
debt service prior to January 2, 1945;
providing the present allocation shall
apply only to the first Four (4c)
Cents per gallon tax levied on motor
fuel, and no additional taxes shall
ever be used in the assumption of
bonds or warrants; providing nothing
herein shall prevent the refunding of
taxes collected on motor fuel used
for non-highway purposes; excepting
one-fourth ($\frac{1}{4}$) of net revenue from
motor fuel taxes allocated to the
State Available School Fund; pro-
viding for election.

The resolution was read second
time.

Senator Shivers offered the follow-
ing amendment to the resolution:

Amend House Joint Resolution No.
49 by striking out all of Section 1 and
inserting in lieu thereof the following:

"Section 1. That Article VIII of
the Constitution of the State of Texas
be amended by adding thereto a new
section to be known as Section 7-a
and read as follows:

"Section 7-a. All net revenues re-
maining after payment of all refunds
allowed by law and expenses of col-

lection, derived from road user taxes, including but not limited to motor vehicle registration fees, drivers' license fees and all taxes, other than ad valorem and gross production taxes, on motor fuels and lubricants used to propel motor vehicles over public roadways, shall be used for the sole purpose of constructing and maintaining said public roadways and for the enforcement of such laws as may be prescribed by the Legislature pertaining to the supervision of traffic and licensing of drivers upon such roads, and for the payment of the principal and interest on county and road district bonds or warrants voted or issued prior to January 2, 1939 and declared eligible prior to January 2, 1945, for payment out of the County and Road District Highway Fund under existing law; provided, however, that one-fourth ($\frac{1}{4}$) of such net revenue from the motor fuel tax shall be allocated to the Available School Fund. Nothing contained herein shall be construed as authorizing the pledging of the State's credit for any purpose."

(Senator Winfield in the Chair)

Senator Aikin offered the following amendment to the amendment:

Amend Shivers amendment to amend H. J. R. No. 49 by adding at the end of Section 1 the following:

Provided further that at least 25% of the revenue derived from the gasoline tax shall be spent on farm to market roads.

Senator Shiver moved to table the amendment to the amendment.

Yeas and nays were demanded and the motion to table prevailed by the following vote:

Yeas—16

| | |
|-----------|----------|
| Brown | Ramsey |
| Bullock | Shivers |
| Graves | Spears |
| Hazlewood | Stanford |
| Lanning | Stone |
| Martin | Taylor |
| Moore | Weinert |
| Parrish | Winfield |

Nays—13

| | |
|----------|---------|
| Aikin | Mauritz |
| Carney | Metcalf |
| Chadick | Moffett |
| Crawford | Morris |
| Jones | Sulak |
| Knight | Vick |
| Lane | |

Absent—Excused

Kelley York

Question recurring on the amendment by Senator Shivers, it was adopted.

Senator Morris offered the following amendment to the resolution as amended:

Amend H. J. R. 49 by adding a new section to read as follows:

Section 7-b: The legislature shall levy a tax of 1c per gallon on gasoline. This tax shall be in addition to the present tax of 4c per gallon. The revenue derived from this additional levy shall be used exclusively for farm to market roads.

Senator Shivers moved to table the amendment.

Yeas and nays were demanded, and the motion to table prevailed by the following vote:

Yeas—17

| | |
|-----------|----------|
| Carney | Shivers |
| Crawford | Stanford |
| Graves | Stone |
| Hazlewood | Sulak |
| Lanning | Taylor |
| Martin | Vick |
| Moffett | Weinert |
| Moore | Winfield |
| Parrish | |

Nays—12

| | |
|---------|---------|
| Aikin | Lane |
| Brown | Mauritz |
| Bullock | Metcalf |
| Chadick | Morris |
| Jones | Ramsey |
| Knight | Spears |

Absent—Excused

Kelley York

Senator Aikin offered the following amendment to the resolution as amended:

Amend Shivers amendment to H. J. R. No. 49 by adding the following at the end of Section 1:

Provided further that at least 50% of the money spent by the State Highway Department for construction shall be spent on farm to market roads.

Senator Shivers moved to table the amendment.

Question—Shall the motion to table prevail?

Conference Committee on House
Bill 54

Senator Graves called for the con-

sideration at this time of the request of the House for a conference committee to adjust the differences between the two Houses on H. B. No. 54 and moved that the request be granted.

The motion to grant the request prevailed.

Message from the House

Hall of the House of Representatives,
Austin, Texas,
May 2, 1945.

Hon. John Lee Smith, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has passed the following bills:

H. B. No. 838, Validating all independent school districts heretofore separated and divorced from municipal control.

H. B. No. 854, Providing for the construction and installation of sanitary sewers.

S. B. No. 197, Providing that it shall not be necessary for service men to hold poll tax receipts to vote in elections in 1945 and 1946. With amendments.

Respectfully submitted,

CLARENCE JONES,

Chief Clerk, House of Representatives.

Adjournment

On motion of Senator Vick, the Senate at 4:40 o'clock p. m., adjourned until 10:30 o'clock a. m., tomorrow.

APPENDIX

Communication

Mrs. Will Pace wishes to thank the Senate of Texas for the beautiful flowers which were sent as an expression of sympathy.

SIXTY-EIGHTH DAY

(Thursday, May 3, 1945)

The Senate met at 10:30 o'clock a. m., pursuant to adjournment, and was called to order by the President.

The roll was called, and the following Senators were present:

| | |
|----------|-----------|
| Aikin | Graves |
| Brown | Hazlewood |
| Bullock | Jones |
| Carney | Knight |
| Chadick | Lane |
| Crawford | Lanning |

Martin
Metcalf
Moffett
Moore
Morris
Parrish
Ramsey
Shivers

Spears
Stanford
Stone
Sulak
Taylor
Vick
Weinert
Winfield

A quorum was announced present.

The Reverend J. E. Chester, Chaplain, offered the invocation.

Leaves of Absence Granted

Senators Kelley and Mauritz were granted leaves of absence for today on account of important business on motion of Senator Winfield.

Senator York was granted leave of absence for today on account of illness on motion of Senator Winfield.

Messages from the Governor

The following messages, received from the Governor today, were laid before the Senate, read and referred to the Committee on Nominations of the Governor:

Austin, Texas,
May 2, 1945.

To the Senate of the Forty-ninth Legislature:

I ask the advice, consent, and confirmation of the Senate with respect to the following appointments:

To be a member of the Board of Directors of Texas Technological College for the term expiring February 19, 1949:

Robert D. Price of El Paso, El Paso County.

To be a member of the Board of Regents of the Texas State College for Women for a term expiring January 10, 1951:

Charles F. Ashcroft of Sulphur Springs, Hopkins County.

To be a member of the Texas Civil Judicial Council for a six year term to expire July 1, 1951:

Frank Hartgraves of Menard, Menard County.

To be Public Weigher in and for Cameron County for a two year term to expire May 2, 1947:

R. M. Loving of Harlingen, Cameron County.

Respectfully submitted,

COKE R. STEVENSON,

Governor of Texas.